

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Allegation of Corruption against Sri Nuthakki Bhanu Prasad, Village Revenue Officer, Thativarru Village, Gudivada Mandal, Krishna District - Sanction of Prosecution - Orders – Issued.

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REVENUE(VIGILANCE.VII) DEPARTMENT

G.O.Ms.No.1149

Dated:- 02-11-2009

O R D E R:-

Whereas, Sri Nuthakki Bhanu Prasad worked as Village Revenue Officer, Thativarru Village, Gudivada Mandal, Krishna District from 08.02.2007 to 23.12.2008 and as such, he falls under the category of Public Servant as defined under section 2 (c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988).

2. And whereas, it is alleged that Sri Kondaveeti Phaneendra S/o. (Late)Venkateswara Rao is a resident of Thativarru Village, Gudivada Mandal, Krishna District. The father of Sri K.Pthaneendra, Sri Venkateswara Rao, purchased 3 acres of land in his name in Thativarru Village and he got his share of 3.56 acres of ancestral property through a partition deed, which was executed among his family members. The mother of Sri K.Pthaneendra, Smt.K.Padma Suseela submitted a petition to the Tahasildar, Gudivada Mandal, Krishna District on 18.07.2007 with a request to give Joint Pattadar Pass Book and Title Deed in her name and in the name of Sri K.Pthaneendra for the land Ac.3.56 cts. acquired through partition deed. On that petition, the joint Pass Book pertaining to that land was issued to the mother of Sri K.Pthaneendra, but the title deed was not issued. The Pass Book for 1 acre land, which was in the name of the father of Sri K.Pthaneendra was issued to the mother of Sri K.Pthaneendra after the death of her husband. Smt.K. Padmasuseela submitted another petition to the Tahsildar on 18.07.2007 with a request to add the remaining 2 acres land, which was still in the name of the father of Sri K.Pthaneendra in the Pass Book already given in her name. In connection with the two petitions, Sri K.Pthaneendra met Sri N.Bhanu Prasad, Village Revenue Officer many times in the Office of the Tahasildar, Gudivada Mandal and requested him to process the petitions and issue the Pass Books and title deeds of their land. Sri N. Bhanu Prasad turned a deaf ear to the requests of Sri K.Pthaneendra. Again on 16.12.2008, when Sri K.Pthaneendra met Sri N.Bhanu Prasad and requested to issue their Pass Books and Title Deeds, Sri N.Bhanu Prasad demanded Sri K.Pthaneendra to give Rs.2,000/- as bribe to complete his work. Sri K.Pthaneendra expressed his inability to pay the demanded bribe amount of Rs.2,000/- and returned. Again on 20.12.2008 Sri K.Pthaneendra met Sri N.Bhanu Prasad at Mandal Development Office, Gudivada and when he enquired about the Pass Books and Title Deeds

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of his mother, Sri Bhanu Prasad reiterated his earlier demand to give Rs.2,000/- as bribe. Sri N.Bhanu Prasad also stated that he would do his work if he pays the demanded bribe amount. Sri N.Bhanu Prasad demanded Sri K.Pthaneendra to give the bribe amount to him on 23.12.2008 at the office of Tahasildar, Gudivada Mandal. Though he did not want to pay the bribe amount to Sri N.Bhanu Prasad, he agreed unwillingly to give the said bribe amount to Sri Bhanu Prasad. As Sri Kondaveeti Phaneendra was not willing to pay the demanded bribe amount of Rs. 2,000/- to Sri N. Bhanu Prasad, Village Revenue Officer, Tativarru Village, Gudivada Mandal, Krishna District, he lodged a complaint with the Deputy Superintendent of Police, Anti-Corruption Bureau, Vijayawada. The Deputy Superintendent of Police, Anti-Corruption Bureau, Eluru Range, FAC Vijayawada Range, who registered the same as a case in Cr.No. 21/RCT-ACB-VJA/2008 under section 7 of the Prevention of Corruption Act, 1988 on 23.12.2008 at 08:15 hours after obtaining permission from the competent authority and investigated into;

3. And whereas, Sri K.Pthaneendra met Sri N.Bhanu Prasad on his instructions on 23.12.2008 at the Municipal Elementary School, Slaterpet, Gudivada Town, Krishna District Sri.N.Bhanu Prasad enquired with Sri K.Pthaneendra whether the demanded bribe amount of Rs. 2,000/- was brought. On his affirmative reply Sri N. Bhanu Prasad asked to pay the amount. Then, Sri K.Pthaneendra took out the wad of currency notes from his left front shirt pocket and paid the same to Sri N.Bhanu Prasad who accepted the same with his left hand and kept in his left side pant pocket and promised Sri. K. Phaneendra that he would complete his work within two days. The phenolphthalein test conducted over both the hand fingers of Sri N. Bhanu Prasad yielded positive result. The tainted currency of Rs. 2,000/- was recovered from the left side pant pocket of Sri N.Bhanu Prasad at his instance. The phenolphthalein test conducted over the inner flap of the left side pant pocket of Sri N.Bhanu Prasad yielded positive result. The Deputy Superintendent of Police seized the tainted amount of Rs.2,000/- and connected material and documents for the purpose of investigation;

4. And whereas, the said acts of Sri N.Bhanu Prasad, Village Revenue Officer, Thativarru Village, Gudivada Mandal, Krishna District constitute offences punishable under sections 7 and 13 (2) read with section 13(1) (d) of the Prevention of Corruption Act, 1988;

5. And whereas, the Government of Andhra Pradesh, being the Competent Authority to remove Sri N.Bhanu Prasad from Government service, after fully and carefully examining the material placed before them and having regard to the facts and circumstances of the case consider that the said Sri N.Bhanu Prasad, Village Revenue Officer, Tativarru Village, Gudivada Mandal, Krishna District should be prosecuted in a Court of Law for the aforesaid offences;

6. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby

accord sanction of the prosecution of the said Sri N. Bhanu Prasad, Village Revenue Officer, Thativarru Village, Gudivada Mandal, Krishna District for the above said offences punishable under sections 7 and 13 (2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of Law for the time being in force and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General,  
Anti-Corruption Bureau,  
A.P., Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER